

## Status of Appeals Pending in Court

HLP-14-1 (CVCV051987)  17-0423	Keith Punttenney v. Iowa Utilities Board and Dakota Access, LLC	Pipeline Permit	05-26-16	Polk County	Petition filed 05-26-16. Answer filed 06-16-16. Motion to consolidate granted 06-22-16. <i>See <u>Lamb</u> case below.</i>	Wright Flickinger
HLP-14-1 (CVCV051990)  17-0423	LaVerne Johnson v. Iowa Utilities Board and Dakota Access, LLC	Pipeline Permit	05-26-16	Polk County	Petition filed 05-26-16. Answer filed 06-16-16. Motion to consolidate granted 06-22-16. <i>See <u>Lamb</u> case below.</i>	Wright Flickinger
HLP-14-1 (CVCV051997)  17-0423	Richard Lamb, et al. v. Iowa Utilities Board and Dakota Access, LLC	Pipeline Permit	05-27-16	Polk County  Appealed to the Iowa Supreme Court	Petition filed 05-27-16. Answer filed 06-16-16. Motion to consolidate granted 06-22-16. Agency record filed 07-22-16. Petitioner's emergency motion for stay filed 08-9-16. Order denying stay issued 08-21-16. Board order denying stay issued 08-26-16. District Court order denying stay issued 08-29-16. Oral argument held 12-15-16. District Court order denying petition and affirming decision of IUB issued 02-15-17. Sierra Club, LaVerne Johnson, and Keith Punttenney each filed a notice of appeal on 03-16-17. Final briefs filed 11-05-17 through 11-13-17. Awaiting oral argument. Substitution of counsel filed 05-16-18. Oral argument 09-12-18.	Wright Flickinger
HLP-14-1 (CVCV051999)  17-0423	Sierra Club v. Iowa Utilities Board and Dakota Access, LLC	Pipeline Permit	05-27-16	Polk County	Petition filed 05-27-16. Answer filed 06-16-16. Motion to consolidate granted 06-22-16. <i>See <u>Lamb</u> case above.</i>	Wright Flickinger
DRU-17-3 (CVCV025649)  18-1184	Mathis v. IUB	476A Declaratory Ruling	02-05-18	Palo Alto  Appealed to the Iowa Supreme Court	Petition for judicial review filed 02-05-18. IUB answer filed 02-27-18. Agency record filed 03-07-18. Petitioner's brief filed 03-27-18. IUB brief due 04-16-18. Petitioner's reply brief due 04-26-18. Oral argument by telephone held 04-27-18. Substitution of counsel filed 05-16-18. Order ruling on judicial review issued 07-03-18. Petitioners' notice of appeal filed 07-10-18. Appellant Mathis proof brief due 08-31-18. Appellee IUB proof brief due 09-30-18.	Wright Magner
FCU-18-3 (C-17-186) CVCV056463	CF Industries Nitrogen, LLC v. IUB	Complaint	06-08-18	Polk	Petition for judicial review filed 06-08-18. OCA's motion to intervene filed 06-21-18. IUB answer filed 06-28-18. Agency filed 07-05-18. IUB response to OCA intervention filed 07-05-18.	Wright Whitman

					<p>MEC motion to intervene filed 07-12-18. Order granting OCA intervention issued 07-13-18. OCA's response to MEC's motion to intervene filed 07-17-18. CF Industries response to MEC's motion to intervene filed 07-17-18. Order granting MEC's motion to intervene issued 07-18-18. Appellant CF Industries brief due 08-17-18. Appellee IUB brief due 09-17-18. Oral argument 10-22-18.</p>	
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